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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

<p>THE SCO GROUP,</p> <p>Plaintiff/Counterclaim-Defendant</p> <p>v.</p> <p>INTERNATIONAL BUSINESS MACHINES CORPORATION,</p> <p>Defendant/Counterclaim-Plaintiff</p>	<p>STIPULATION AND JOINT MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO SUMMARY JUDGMENT MOTIONS</p> <p>Case No. 2:03CV0294DAK Honorable Dale A. Kimball Magistrate Judge Brooke C. Wells</p>
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IBM does not agree to the language of this proposed stipulation:

Both parties' memoranda in opposition to the pending motions for summary judgment, currently due November 1, 2006, shall be due no later than November 8, 2006.

SCO has asked IBM to consent to extend the foregoing deadline to November 15, 2006, but IBM has not consented, and SCO hereby requests such an extension.

Both parties' response to all outstanding requests for admission, currently due November 8, 2006, shall be due no later than November 15, 2006.

IBM's memorandum in opposition to SCO's motion for relief regarding spoliation, currently due November 1, 2006, shall be due no later than November 8, 2006.

SCO's reply memorandum in support of its motion for relief regarding spoliation, currently due November 24, 2006, shall be due no later than December 1, 2006.

Both parties' reply memoranda in support of their motions for summary judgment, currently due December 8, 2006, shall be due no later than December 15, 2006.

SCO has offered to IBM to extend the foregoing deadline to December 22, 2006, in light of the extension sought for the opposition to the pending motions for summary judgment, but IBM did not consent.

The parties stipulate that they will not seek any further extensions of the deadline for memoranda in opposition to the pending summary judgment motions.

The parties submit concurrently herewith a joint proposed Order confirming the previously consented-to deadlines, and *a SCO proposed Order setting forth the revised dates to which SCO has asked IBM to consent and which SCO respectfully requests be entered, but to which IBM has not consented.*

DATED this 1st day of November, 2006.

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Sean Eskovitz

By /s/ Brent O. Hatch

Counsel for The SCO Group, Inc.

DATED this 1st day of November, 2006

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By /s/ Todd M. Shaughnessy

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CERTIFICATE OF SERVICE

Plaintiff/Counterclaim Defendant, The SCO Group, Inc., hereby certifies that on the 1st day of November, 2006, a true and correct copy of the foregoing Stipulation and Joint Motion for Extension of Time was electronically filed with the Clerk of the Court and delivered by CM/ECF system to the, to the following:

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By /s/ Brent O. Hatch